

Decision _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ENRON ENERGY SERVICES, INC. and ENRON
ENERGY MARKETING CORP.,

Complainants,

v.

PACIFIC GAS AND ELECTRIC COMPANY,

Defendant.

Case 01-01-032
(Filed January 19, 2001)

APS ENERGY SERVICES COMPANY, INC.

Complainant,

v.

PACIFIC GAS AND ELECTRIC COMPANY,

Defendant.

Case 01-01-051
(Filed January 26, 2001)

ABAG PUBLICLY OWNED ENERGY
RESOURCES,

Complainant,

v.

PACIFIC GAS AND ELECTRIC COMPANY,

Defendant.

Case 01-03-001
(Filed March 7, 2001)

ORDER EXTENDING STATUTORY DEADLINE

Pub. Util. Code § 1701.2(d) provides that adjudicatory cases shall be resolved within 12 months of initiation unless the Commission makes findings why that deadline cannot be met and issues an order extending that deadline.

Findings of Fact

1. These three cases seek compensation from defendant for alleged violation of tariffs.
2. On April 19, 2001, at the request of all parties, these three complaints were removed from the calendar to be reset on motion of the parties. All parties waived the 12-month limit on resolution of the cases. (See Administrative Law Judge's Ruling dated April 25, 2001, in these proceedings.)
3. The parties continue to seek resolution of these complaints through non-Commission process.
4. It would be a misallocation of resources either to force the parties to hearing or to dismiss the complaints while the parties seek resolution.
5. The 12-month statutory deadline cannot be met due to time needed to resolve these matters through non-Commission process.

Conclusion of Law

The 12-month statutory deadline imposed by Pub. Util. Code § 1701.2(d) should be extended for six months from the date of this decision, at which time those cases which have not been set for hearing will be dismissed without prejudice.

O R D E R

IT IS ORDERED that the 12-month statutory deadline in these proceedings is extended for six months from the date of this decision, at which time those cases which have not been set for hearing will be dismissed without prejudice.

This order is effective today.

Dated _____, at San Francisco, California.